

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2006-155081-001 DT

12/14/2007

HON. ANDREW G. KLEIN

CLERK OF THE COURT
E. Canas
Deputy

STATE OF ARIZONA

WILLIAM W CLAYTON
SUZANNE E COHEN

v.

MARK GOUDEAU (001)

CORWIN A TOWNSEND
RODRICK S CARTER
CARY L LACKEY

DOB: 09/06/1964

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
AZ DEPT OF CORRECTIONS-PHOENIX
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

9:44 a.m.

State's Attorney:	above-named counsel
Defendant's Attorney:	above-named counsel
Defendant:	Present
Interpreter:	Gabriella Lindsay-Hall
Court Reporter:	Leo Mankiewiez

The following victims address the Court: Lorena Lara, Guadalupe Lara, Mitchelle Toten, and Alejandra Lara.

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Wendy Carr addresses the Court on behalf of the Defendant.

State's exhibit #1 in offered and admitted in evidence.

Count(s) 1-3, 5-20: The Defendant was found guilty after a trial by jury.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Counts 1 and 2 Kidnapping, with 2 historical priors

Class 2 felony

A.R.S. § 13-1304, 1301, 701, 702, 702.01, 801

Date of Offense: 09/20/2005

Non-Dangerous - Repetitive

OFFENSE: Counts 3, 6 Aggravated Assault, with 2 historical priors

Class 3 felony

A.R.S. § 13-1203, 1204, 701, 702, 702.01, 801,

Date of Offense: on or about 09/20/2005

Non-Dangerous - Repetitive

OFFENSE: Counts 5 and 19 Sexual Abuse, with 2 historical priors

Class 5 felony

A.R.S. § 13-1404, 1401, 3821, 610, 701, 702, 702.01, 801,

Date of Offense: 09/20/2005

Non-Dangerous - Repetitive

OFFENSE: Counts 7-14, 17, 18 Sexual Assault, Dangerous with 2 historical priors

Class 2 felony

A.R.S. § 13-1406, 1401, 3821, 610, 701, 702, 702.01, 801

Date of Offense: 09/20/2005

Non-Dangerous - Repetitive

OFFENSE: Counts 15, 16 Attempted Sexual Assault, with 2 historical priors

Class 3 felony

A.R.S. § 13-1001, 1406, 1401, 3821, 610, 701, 702, 702.01, 801

Date of Offense: 09/20/2005

Non-Dangerous – Repetitive

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OFFENSE: Count 20 Possession or Use of Narcotic Drugs, with 2 historical priors
Class 4 felony
A.R.S. § 13-3401, 3408, 3418, 701, 702, 702.01, 801
Date of Offense: 09/06/2006
Non Dangerous - Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 28 year(s) from 12/14/2007
Presentence Incarceration Credit: 463 day(s)
Aggravated

Count 2: 28 year(s) Presentence Incarceration Credit: 0 day(s)
Aggravated
This sentence is to be consecutive to count 1.

Count 3: 20 year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated
This sentence is to be consecutive to count 2.

Count 5: 6 year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated
This sentence is to be consecutive to count 3.

Count 6: 20 year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated
This sentence is to be consecutive to count 5.

Count 7: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated
This sentence is to be consecutive to count 6.

Count 8: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

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This sentence is to be consecutive to count 7.

Count 9: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 8.

Count 10: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 9.

Count 11: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 10.

Count 12: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 11.

Count 13: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 12.

Count 14: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 13.

Count 15: 20 year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 14.

Count 16: 20 year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

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This sentence is to be consecutive to count 15.

Count 17: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 16.

Count 18: 28 flat year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 17.

Count 19: 6 year(s)
Presentence Incarceration Credit: 0 day(s)
Aggravated

This sentence is to be consecutive to count 18.

Count 20: 10 year(s) from 12/14/2007
Presentence Incarceration Credit: 463 day(s)
Presumptive

Sentence is concurrent with count 1.

Pursuant to A.R.S. § 13-604, the Court finds that the Defendant has been convicted of the following prior felony offenses:

Armed Robbery, a class 2 felony committed on 08/10/1990 and convicted on 01/08/1991 in CR90-009236, Maricopa County, Superior Court.

Kidnapping, a class 2 felony committed on 08/10/1990 and convicted on 01/08/1991 in CR90-009236, Maricopa County Superior Court.

3 Counts of Aggravated Assault, a class 3 felony committed on 11/29/1989 and convicted on 10/12/1990 in CR89-0011700, Maricopa County Superior Court.

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

ASSESSMENTS:

Count 20: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

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Count 20: PROBATION SURCHARGE: \$10.00

FINE: Count 20 - Total amount of \$2,000.00. Surcharges are waived.

Fine is to be paid to the Arizona Drug Enforcement Fund.

The Court retains jurisdiction for any future restitution hearings.

Community Supervision: Count 20 - Imposed pursuant to A.R.S. § 13-603(I).

IT IS FURTHER ORDERED that Defendant must submit to Deoxyribonucleic Acid (DNA) testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 31-281 and/or A.R.S. § 13-610.

IT IS ORDERED granting the Motion To Dismiss the following: Count 4.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

Defendant is to remain in custody of the Maricopa County Sheriff's Office pending resolution in other matter CR2007-005449-001DT

10:27 a.m. Matter concludes.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HON. ANDREW G. KLEIN
JUDGE OF THE SUPERIOR COURT

(thumbprint)